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Fax Cover Sheet

Date: Thursday, August 16, 2007 **Time:** 3:24 PM
To: Commissioner for Patents **Phone:** none
United States Patent and Trademark Office **Fax:** 1-571-273-8300
From: Gary R. Fabian **Phone/Fax:** (650) 780-9030
Registration No. 33,875
Re: U.S. Patent Application Serial No. 10/004,118 (Intarcia Ref. INT 004.10)

Number Of Pages Including Cover Sheet: Six (6 pages)

Message

THE ATTACHED DOCUMENTS ARE TO BE
MADE OF OFFICIAL RECORD

Transmitted herewith for filing in the above-referenced application are the following documents:

1. Transmittal;
2. Request for Transfer of File to New Examiner; and
3. Certificates of Transmission by Facsimile.

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ntarcia Ref. No. INT 004.10
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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)	
I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents, United States Patent and Trademark Office, (Fax No. 571-273-8300) on the date indicated.	
<i>Gary R. Feinman</i> Signature	<i>16 Aug 2007</i> Date of Transmittal

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE	
In Re Application of: Stanford Mark Moran	Confirmation No. 8022
Serial No.: 10/004,118	Art Unit: 1647
Filing Date: 30 October 2001	Examiner: Seharaseyon, J.
Title: METHOD FOR TREATING DISEASES WITH OMEGA INTERFERON	

TRANSMITTAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

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USSN 10/004,118
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Authorization to Charge Deposit Account.

No fees are believed due in connection with this paper. However, the Commissioner is hereby authorized to charge to Deposit Account No. 504212 any fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 which may be required by this paper, with the exception of the payment of the Issue Fee.

Respectfully submitted,

Dated:

16 Aug 2007

By:

Gary R. FabianGary R. Fabian, Ph.D.
Registration No. 33,875
Agent for ApplicantIntarcia Therapeutics, Inc.
2000 Powell Street
Suite 1640
Emeryville, CA 94608

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Signature Jerry R. FebrinDate of Transmittal 16 Aug 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Stanford Mark Moran

Confirmation No. 8022

Serial No.: 10/004,118

Art Unit: 1647

Filing Date: 30 October 2001

Examiner: Seharaseyon, J.

Title: METHOD FOR TREATING DISEASES WITH OMEGA INTERFERON

REQUEST FOR TRANSFER OF APPLICATION FILE TO NEW EXAMINER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant respectfully requests the transfer of U.S. Patent Application Serial No. 10/004,118, (Intarcia Ref. INT 004.10), filing date 30 October 2001, from Examiner J. Seharaseyon to Examiner **Bruce D. Hissong**.

Applicant requests the transfer to the new Examiner based on the following information:

1. U.S. Patent Application Serial No. 10/982,398 (Intarcia Ref. INT 004.11), filing date 5 November 2004, and U.S. Patent Application Serial No. 10/982,532 (Intarcia Ref. INT 004.12), filing date 5 November 2004, are currently being handled by Examiner Bruce D. Hissong. Both applications are continuations of U.S. Patent Application Serial No. 10/004,118, which currently are being handled by Examiner J. Seharaseyon.
2. Claims of U.S. Patent Application Serial Nos. 10/004,118 and 10/982,532 have related subject matter as illustrated by the following independent claims:

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- i. U.S. Patent Application Serial No. 10/004,118: Claim 86. A method of treating hepatitis C (HCV) in a subject in need of such treatment, comprising administering a therapeutically effective amount of omega interferon protein to the subject.
 - ii. U.S. Patent Application Serial No. 10/982,532: Claim 65. A method of treating hepatitis C virus (HCV) infection in a subject in need of such treatment, comprising administering a therapeutically effective amount of omega interferon protein to the subject, wherein the HCV infection exhibits primary or secondary resistance to treatment with alpha interferon.
3. Examiner Bruce D. Hissong has already issued an office action for each of U.S. Patent Application Serial No. 10/982,398, Office action mailing date 1 August 2007, and for U.S. Patent Application Serial No. 10/982,532, Office action mailing date 30 July 2007.

Applicant recently filed a Request for Continued Examination for U.S. Patent Application Serial No. 10/004,118 on 29 May 2007. Currently, no office action has been issued for U.S. Patent Application Serial No. 10/004,118.

The applicant respectfully requests consolidating all three cases U.S. Patent Application Serial No. 10/004,118, U.S. Patent Application Serial No. 10/982,398 and U.S. Patent Application Serial No. 10/982,532 with Examiner Bruce D. Hissong.

Please direct all future correspondences in connection with this application to:

Barbara G. McClung, Esq.
Vice President, General Counsel and Corporate Secretary
Intarcia Therapeutics, Inc.
2000 Powell Street
Suite 1640
Emeryville, CA 94608
Phone: (510) 652-2600 (ext. 296)
Fax: (510) 652-2657

No fees are believed due in connection with this paper. However, the Commissioner is hereby authorized to charge to Deposit Account No. 504212 (please reference docket number INT

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004.10) any fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 which may be required by this paper, with the exception of the payment of the Issue Fee.

If the Examiner notes any further matters that the Examiner believes may be expedited by a telephone interview, the Examiner is requested to contact Barbara G. McClung, Esq., at (510) 652-2600 (ext. 296).

Respectfully submitted,

Date: 16 Aug 2007

By: Gary R Fabian
Gary R Fabian, Ph.D.
Registration No. 33,875
Agent for Applicant
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